

**PRIORITY****OBTAIN DESCRIPTION**

AO 88B (Rev. 12/13) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action

**UNITED STATES DISTRICT COURT**

for the

Southern District of New York

Virginia Guiffre

Plaintiff

v.

Ghislaine Maxwell

Defendant

Civil Action No. 15-cv-07433-RWS

**SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS  
OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION**To: Victims Refuse Silence, Inc. c/o Bradley J. Edwards, Registered Agent, 425 N. Andrews Ave., Ste. 2 Ft.  
Lauderdale, Florida 33301 *10141 40th Street Davie, FL 33328*

(Name of person to whom this subpoena is directed)

☒ **Production:** YOU ARE COMMANDED to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and to permit inspection, copying, testing, or sampling of the material:

See Attachment A

Place: Laura Menninger, Haddon, Morgan & Forman, PC  
C/O Thomas Loffredo, Gray Robinson, 401 E. Las Olas  
Blvd., Suite 1000, Ft. Lauderdale FL 33301

Date and Time:

06/06/2016 5:00 pm

☐ **Inspection of Premises:** YOU ARE COMMANDED to permit entry onto the designated premises, land, or location set forth below, so that the requesting party

**PROFESSIONAL PROCESS SERVERS  
& INVESTIGATORS, INC.**PH. 954-566-2523  
1749 NE 26TH STREET STE A  
WILTON MANORS, FL 33305JPMORGAN CHASE BANK, N.A.  
WWW.CHASE.COM

31833

63-8413/2670

5/27/2016

PAY TO THE  
ORDER OF Victims Refuse Silence, Inc.

\$\*\*45.00

Forty-Five Only\*\*\*\*\*

DOLLARS

MEMO

Menninger



AFTER 90 DAYS

EZShield PLUS Check Fraud  
Protection & ID Restoration

⑈031833⑈ ⑆267084131⑆ 4213266699⑈

**Notice to the person who issues or requests this subpoena**

A notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

**K**

MAY 27 2016

By

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See Attachment A

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C/O Thomas Loffredo, Gray Robinson, 401 E. Las Olas  
Blvd., Suite 1000, Ft. Lauderdale FL 33301

Date and Time:

06/06/2016 5:00 pm

☐ **Inspection of Premises: YOU ARE COMMANDED** to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

Place:

Date and Time:

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

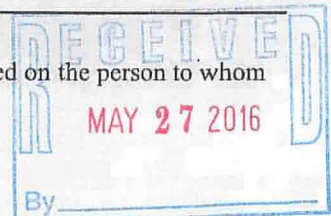
Date: 05/23/2016

CLERK OF COURT

OR

*Signature of Clerk or Deputy Clerk**JEFFREY S. PAGLIVERA*  
*Attorney's signature*The name, address, e-mail address, and telephone number of the attorney representing (name of party) Ghislaine Maxwell  
, who issues or requests this subpoena, are:Laura Menninger, Haddon, Morgan & Foreman PC, 150 East 10th Ave., Denver, Colorado 30203, 303.831.7364,  
[lmenninger@hmflaw.com](mailto:lmenninger@hmflaw.com)**Notice to the person who issues or requests this subpoena**

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**K**



AO 88B (Rev. 12/13) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action (Page 2)

Civil Action No. 15-cv-07433-RWS

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)*

I received this subpoena for *(name of individual and title, if any)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_.

☐ I served the subpoena by delivering a copy to the named person as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the subpoena unexecuted because: \_\_\_\_\_  
\_\_\_\_\_.

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also  
tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of  
\$ \_\_\_\_\_.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

**Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)****(c) Place of Compliance.**

(1) *For a Trial, Hearing, or Deposition.* A subpoena may command a person to attend a trial, hearing, or deposition only as follows:

- (A) within 100 miles of where the person resides, is employed, or regularly transacts business in person; or
- (B) within the state where the person resides, is employed, or regularly transacts business in person, if the person
  - (i) is a party or a party's officer; or
  - (ii) is commanded to attend a trial and would not incur substantial expense.

(2) *For Other Discovery.* A subpoena may command:

- (A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and
- (B) inspection of premises at the premises to be inspected.

**(d) Protecting a Person Subject to a Subpoena; Enforcement.**

(1) *Avoiding Undue Burden or Expense; Sanctions.* A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees—on a party or attorney who fails to comply.

(2) *Command to Produce Materials or Permit Inspection.*

(A) *Appearance Not Required.* A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) *Objections.* A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises—or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

- (i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an order compelling production or inspection.
- (ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) *Quashing or Modifying a Subpoena.*

(A) *When Required.* On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

- (i) fails to allow a reasonable time to comply;
- (ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);
- (iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or
- (iv) subjects a person to undue burden.

(B) *When Permitted.* To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:

- (i) disclosing a trade secret or other confidential research, development, or commercial information; or

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.

(C) *Specifying Conditions as an Alternative.* In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

- (i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and
- (ii) ensures that the subpoenaed person will be reasonably compensated.

**(e) Duties in Responding to a Subpoena.**

(1) *Producing Documents or Electronically Stored Information.* These procedures apply to producing documents or electronically stored information:

(A) *Documents.* A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) *Form for Producing Electronically Stored Information Not Specified.* If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) *Electronically Stored Information Produced in Only One Form.* The person responding need not produce the same electronically stored information in more than one form.

(D) *Inaccessible Electronically Stored Information.* The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) *Claiming Privilege or Protection.*

(A) *Information Withheld.* A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

- (i) expressly make the claim; and
- (ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) *Information Produced.* If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(g) *Contempt.*

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.



ATTACHMENT A

**DEFINITIONS**

1. "Any" means any and all.
2. "You" or "Your" or "VRS" means Victims Refuse Silence, Inc., and anyone acting on Your behalf, and any employee, agent, attorney, consultant, assignee, related entities or other representative of You.
3. "Agent" shall mean any agent, employee, officer, director, attorney, independent contractor or any other person acting, or purporting to act, at the discretion of or on behalf of another.
4. "Document" is intended to be defined as broadly as permitted by Rule 34 and includes every writing or record of every type and description that is or has been in Your possession, custody or control, or of which You have knowledge, including but not limited to, emails, text messages, instant messages, videotapes, photographs, notes, letters, memoranda, forms, books, magazines, resumes, notebooks, ledgers, journals, diaries, calendars, appointment books, papers, agreements, contracts, invoices, analyses, transcripts, plaques, correspondence, telegrams, drafts, data processing or computer diskettes and CD disks, tapes of any nature and computer interpretations thereof, instructions, announcements, and sound recordings of any nature. "Document" also means all copies which are not identical to the original document as originally written, typed or otherwise prepared. The term "Document" shall also include all documents of any nature that have been archived or placed in permanent or temporary storage including electronic storage.
5. "Communication" means any transmission or exchange of information between two or more persons, orally or in writing or otherwise, and includes, but is not limited to, any correspondence, conversation or discussion, whether face-to-face, or by means of telephone, email, text message, electronic message via apps such as Facebook, What's App, Snapchat, LinkedIn or similar, or other media or Documents.
6. "Virginia Roberts Giuffre" means Virginia Giuffre, formerly known as Virginia Roberts, date of birth August 9, 1983, SS# 569-77-1277, the Plaintiff in the above captioned matter.
7. "Personnel Records" means any and all employment related records maintained by You, including, but not limited to, all employment applications, payroll/salary records, letters of commendation or discipline, performance evaluation, vacation records, absenteeism records, medical records, insurance applications, and retirement account applications or records, and requests for accommodations.
8. "Identify" means to specify as to a "Person," the name, address, telephone number and any other identifying information possessed by You.
9. "Person" means any natural person, individual, firm, partnership, association, joint

venture, estate, trust, receiver, syndicate, enterprise or combination, corporation or other legal, business or government entity.

10. Regardless of the tense employed, all verbs should be read as applying to the past, present and future, as is necessary to make any paragraph more, rather than less, inclusive.
11. With respect to any Documents withheld on the basis of a privilege, provide a log consistent with Local Rule 26.2 of the Federal Rules of Civil Procedure for the Southern District of New York.

### INSTRUCTIONS

1. Production of documents and items requested herein shall be made Laura Menninger, Haddon, Morgan & Forman, PC, C/O Thomas Loffredo, Gray Robinson, 401 E. Las Olas Blvd., Suite 1000, Ft. Lauderdale FL 33301, no later than June 6, 2016, at 5:00 p.m. Alternatively, you may provide the records electronically by that date and time to Laura Menninger at LMenninger@HMFLaw.com or by such other method as agreed upon with counsel for the subpoenaing party.
2. This Request calls for the production of all responsive Documents in your possession, custody or control without regard to the physical location of such documents.
3. If any Document was in your possession or control, but is no longer, state what disposition was made of said Document, the reason for the disposition, and the date of such disposition.
4. In producing Documents, if the original of any Document cannot be located, a copy shall be produced in lieu thereof, and shall be legible and bound or stapled in the same manner as the original.
5. Any copy of a Document that is not identical shall be considered a separate document.
6. All Documents shall be produced in the same order as they are kept or maintained by you in the ordinary course of business.
7. Responsive electronically stored information (ESI) shall be produced in its native form; that is, in the form in which the information was customarily created, used and stored by the native application employed by the producing party in the ordinary course of business.
8. Defendant does not seek and does not require the production of multiple copies of identical Documents.
9. Unless otherwise specified, the time frame of this request is from 2005 to present.
10. This Request is deemed to be continuing. If, after producing these Documents, you obtain or become aware of any further information, Documents, things, or information



responsive to this Request, you are required to so state by supplementing your responses and producing such additional Documents to Defendant.

**DOCUMENTS TO BE PRODUCED**

1. All versions of any information or pages drafted for or included on the website for VRS, <http://www.victimsrefusesilence.org>, including complete metadata.
2. Your application for 501(c)(3) status.
3. All payroll or payment history records for any employee, independent contractor, consultant, board member, principal, officer or director.
4. All records and accountings for all donations made to You or any employee, independent contractor, consultant, board member, principal, officer or director related to Your Organization.
5. Personnel Records for Virginia Roberts Giuffre.
6. Personnel Records for Bradley J. Edwards.
7. Your tax returns from inception to present.
8. Your complete financial records, including, but not limited to, all bank account statement, ledgers, profit and loss statements, cash flow statements, balance sheets, and income statements.
9. All employment agreements or job descriptions for any employee, independent contractor, consultant, board member, principal, officer or director related to Your Organization.
10. All press releases or other publications relating to Your organization.
11. Documents relating to all appearances made by any person associated with VRS on behalf of VRS, including all materials created relating to such appearances, attendance or sign up rosters, donations documents, and advertising or invitations sent relating to such appearances, including documents demonstrating the transmissions publicizing such appearances.
12. All contacts received by VRS, through its website or otherwise, to schedule and event.
13. All contacts by VRS, through its website, social media, or otherwise, for personal assistance, redacting the name, personal contact information, or other individual identification information relating to such contact.

14. All information contained in the administrative account for Your Facebook account, Twitter feed, Instagram account, or any other social media account for VRS, including history of social media interactions such as “likes,” “shares”, “retweets” “re-posts” “comments” or other feedback from followers or viewers, and all pages, messages, insights, notifications, messages and publishing tools.
15. All analytics regarding the reach of VRS, including all information from Google Analytics or any other analytics software employed by You.
16. All documents reflecting your efforts to generate recognition of VRS by the public.
17. All documents reflecting any publication of the existence of VRS prior to January 2, 2015.



080974/12-04

**PROFESSIONAL PROCESS SERVERS  
& INVESTIGATORS, INC.**

PH. 954-566-2523  
1749 NE 26TH STREET STE A  
WILTON MANORS, FL 33305

**JPMORGAN CHASE BANK, N.A.**  
WWW.CHASE.COM

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5/27/2016

31833

PAY TO THE  
ORDER OF Victims Refuse Silence, Inc.

Forty-Five Only\*\*\*\*\*

\$\*\*45.00

DOLLARS

MEMO  
Menninger

VALID AFTER 90 DAYS

MP

Security Features Included

Details on back.